

HIGH COURT OF CHHATTISGARH AT BILASPURWPS No. 7111 of 2018

1. Ram Prasad Sahu S/o Shri Ram Nath Sahu, Aged About 65 Years, R/o Village Chikhali, Post Office Jevra Sirsa, District - Durg, Chhattisgarh.
2. Suresh Wate S/o Late Shri Madhusudan Wate, Aged About 63 Years, R/o C/o Praveen Kshirsagar, Plot No. 24, Mahaveer Nagar, Ajhamshah Layout, Nagpur, Maharashtra, 440009.

---Petitioners

Versus

1. State Of Chhattisgarh, Through Secretary, Department Of Urban Administration And Development, Mahanadi Bhawan, Mantralaya, Naya Raipur, District - Raipur, Chhattisgarh.
2. Municipal Corporation Bhilai, Through - Commissioner, Municipal Corporation, Bhilai, District - Durg, Chhattisgarh.

---Respondents

For petitioners	:	Shri Sourabh Sharma, Advocate.
For State	:	Shri S.P.Kale, Dy.A.G.

Hon'ble Shri Justice P. Sam Koshy

Order on Board

27/10/2018

1. In the instant Writ Petition, the petitioners were working under the respondent No.2 – Municipal Corporation, Bhilai as a Daily Wage Employee and they were retired from service on 31/07/2015 and 30/04/2017 respectively.
2. The petitioners were initially appointed in the year 1990-1991 and subsequently they were regularized in the year 2008 and as such they have worked worked as regular employee for a period of about 9 years.
3. The prayer made by the petitioners in the instant Writ Petition is for issuance of direction to the respondents to grant pensionary benefits to the

petitioners by taking into account the service rendered by them prior to his services being regularized with the State Government i.e. the period of service rendered by them as a Daily Wage Worker.

4. The counsel for the petitioners played heavy reliance on the circular dated 26/05/2018 and 23/08/2018 issued by the Finance Department, Government of Chhattisgarh in this regard.

5. Considering the limited grievance of the petitioners, this Court does not intend to keep the Writ Petition pending, rather ends of justice would meet if the Writ Petition is disposed off with a direction to the respondent No.1 to take a decision in respect of the claim of the petitioners. That while doing so, the respondent No.1 may also call in for any other circulars which are applicable so far as the Daily Wage Worker are concerned, issued by the Finance Department pertaining to the subject matter.

6. Let an appropriate decision be taken in this regard within a period of 90 days from today.

7. The Writ Petition accordingly stands allowed and disposed off.

Sd/-

(P. Sam Koshy)
JUDGE